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OGC:JGO/ebb
9 November 1956

OGC Has Reviewed

MEMORANDUM FOR: MR. Houston

SUBJECT : Home Service Transfer Allowance - Certification Required

1. The legislative history of the Foreign Service Act Amendment of 1955 approved April 5, 1955 as P.L. 22 - 84th Congress makes no mention of the possible requirement for certification of interest as a condition of payment of the allowance. The 1955 U. S. Cong. and Admin News, Vol. 2, states in part at page 1870:

"3. Allowances

...Section 10, which amends section 901, paragraph 2, of the Foreign Service Act, will authorize Foreign Service personnel who are assigned to the United States for a tour of duty to receive an allowance to enable them to meet expenses necessary for transfer to ~~home~~ home assignment. At the present time such an allowance is provided only when employees transfer to new posts in foreign countries, even though transfers to the United States may be just as costly. This home service transfer allowance would be paid only to employees serving in the United States between assignments to posts abroad." (Emphasis supplied).

The Act provides at Section 10(a):

"Section 901(2) of such Act is amended by striking out the phrase "his post of assignment" at the end of paragraph (ii) of that section and substituting in lieu thereof the phrase "any post of assignment abroad or at a post of assignment in the continental United States between assignments to posts abroad." (Emphasis supplied).

Section 252.11(b) of the Standardized Regulations (Government Civilians, Foreign Areas) provides under the heading Official

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"Transfer" means a reassignment that involves travel from a post in a foreign area...to a post in the continental United States with an understanding certified to by the Agency and the employee that he will, upon completion of such reassignment, again be assigned to a post abroad.

Sub 2. In keeping with the foregoing there appears to be no requirement outside Agency regulation for the dual certification established in Section I of [REDACTED] 25X1A

3. It is recommended that the substance of the following certification would fulfill the Standardized Regulations (G.C., F.A.) requirement set forth in paragraph 1, above.

"It is understood that _____ does not intend to resign, retire, or otherwise separate himself from CIA during the period of his assignment in the United States and that upon completion of such assignment, he shall again be assigned to a post outside the continental United States.

Certified to by:

Claimant

Date

Approving Officer

Date

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